

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON**

THE PHOENIX INSURANCE
COMPANY, a foreign insurance
company;

Plaintiff,

v.

DIAMOND PLASTICS
CORPORATION, a Nevada corporation;
H.D. FOWLER COMPANY, a
corporation;

Defendants.

CASE NO. 2:19-cv-01983

**NOTICE OF SETTLEMENT OF ENTIRE
CASE AND STIPULATION TO DISMISS
ACTION; [PROPOSED] ORDER**

Complaint Filed: Dec. 4, 2019

IT IS HEREBY STIPULATED by and between plaintiff/counter-defendant The
Phoenix Insurance Company and defendant/counter-claimant Diamond Plastics Corporation,
by and through their respective counsel of record, as follows:

Whereas, the parties have reached a settlement of this action and the settlement
agreement has now been fully executed and funded,

NOTICE OF SETTLEMENT AND
STIPULATION TO DISMISS ACTION
(FRCP 41(a)(1))
Case No. 2:19-cv-01983

THE AGUILERA LAW GROUP, APLC
23046 Avenida De La Carlota, Suite 300
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1 The parties hereby stipulate that the entire action be dismissed with prejudice pursuant
2 to FRCP 41(a)(1). The parties further stipulate that each side shall bear their own costs and
3 fees.

4
5 **SO STIPULATED.**

6
7 **THE AGUILERA LAW GROUP, APLC**

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9 Dated: August 20, 2021

s/ Raymond E. Brown
Raymond E. Brown, WSBA #51001
23046 Avenida De La Carlota, Suite 300
Laguna Hills, CA 92653
T: 714-384-6600 / F: 714-384-6601
rbrown@aguileragroup.com
Counsel for plaintiff/counter-defendant
The Phoenix Insurance Company

14
15 **FRIEDMAN | RUBIN**

16
17 Dated: August 20, 2021

s/ Richard Dykstra
Richard Dykstra, WSBA #5114
1109 First Ave., Suite 501
Seattle, WA 98101
T: 206-501-4446
Counsel for defendant/counter-claimant
Diamond Plastics Corporation

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[PROPOSED] ORDER

PURSUANT TO STIPULATION, IT IS HEREBY ORDERED THAT THIS ENTIRE ACTION IS DISMISSED WITH PREJUDICE. EACH SIDE SHALL BEAR THEIR OWN COSTS AND FEES.

Dated: _____
Hon. John C. Coughenour,
Judge, United States District Court

I, Dominique Alferez, declare as follows:

I am employed in the County of Orange, State of California. I am over the age of 18 and am not a party to the within-action. My business address is 23046 Avenida De La Carlota, Suite 300, Laguna Hills, CA 92653. On August 20, 2021, I served a copy of the following documents:

DOCUMENT(S) SERVED:

NOTICE OF SETTLEMENT OF ENTIRE CASE AND STIPULATION TO DISMISS ACTION; [PROPOSED] ORDER

SERVED UPON: **SEE ATTACHED SERVICE LIST**



(BY ELECTRONIC FILING WITH THE U.S. DISTRICT COURT) By submitting said documents for Electronic Case Filing on August 20, 2021.



(BY ELECTRONIC MAIL) By e-mailing the document(s) to the persons at the email address(es) listed based on notice provided on March 20, 2020, that during the Coronavirus (COVID-19) pandemic, this firm is working remotely, not able to send physical mail as usual, and is, therefore, using only electronic mail. The transmission was reported as complete and without error. I further verify that the documents have been electronically transmitted from my registered email address (dalferez@aguileragroup.com) provided by my employer, The Aguilera Law Group, APLC, and were sent at approximately 5:00 p.m. on August 20, 2021.



(FEDERAL) I declare that I am employed in the office of a member of the bar of this court, at whose direction this service was made.

Executed on August 20, 2021, at Costa Mesa, California.

s/ Dominique Alferez

Dominique Alferez

CERTIFICATE OF SERVICE

THE AGUILERA LAW GROUP, APLC
23046 Avenida De La Carlota, Suite 300
Laguna Hills, CA 92653
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SERVICE LIST

The Phoenix Insurance Company v. Diamond Plastics Corporation

Case No. 2:19-cv-01983-JCC

USDC Western Washington

Richard Dykstra WSBA#5114 FRIEDMAN RUBIN PLLP 1109 First Avenue, Suite 501 Seattle, WA 98101 rdykstra@friedmanrubin.com nskretta@friedmanrubin.com AAckel@friedmanrubin.com	Attorneys for Defendant: DIAMOND PLASTICS CORPORATION
Robert S. Marconi WSBA#16369 ASHBAUGH BEAL LLP 701 5th Avenue, Suite 4400 Seattle, WA 98104 T: 206 386 5900 bmarconi@ashbaughbeal.com	Attorneys for Defendant: H.D. FOWLER COMPANY

CERTIFICATE OF SERVICE

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